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JAN 28 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Gutsche) Art Unit: 2167
)
Serial No.: 10/756,123) Examiner: Lu
)
Filed: January 12, 2004) HSJ920030256US1
)
For: <u>GUI FOR DATA PIPELINE</u>) January 27, 2008
) 750 B STREET, Suite 3120
) San Diego, CA 92101
)

RESPONSE TO OFFICE ACTION

Commissioner for Patents
Alexandria, VA

Dear Sir:

This responds to the Office Action dated January 23, 2008, in which a new examiner has reopened prosecution after the filing of an appeal brief and has withdrawn all prior rejections, now rejecting Claims 1-6 under 35 U.S.C. §103 as being unpatentable over Killian et al., USPN 6,760,888 ("Killian") in view of Claussen et al., USPN 7,266,766 ("Claussen"). The indicated allowability of Claims 7-9 is gratefully acknowledged.

Applicant has closely considered the new references and the portions of them relied on in the rejections and respectfully observes the following. Killian, col. 31, line 50 - col. 32, line 4 has been relied on as a pipe input set window configured to permit a user to define a type of input set data, but this portion of Killian appears to teach something different than input set data type. Rather, this part of Killian appears

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